

STANDING CHAPTER 13 TRUSTEE ALEJANDRO OLIVERAS RIVERA
REPORT OF ACTION TAKEN
MEETING OF CREDITORS

In re:

EDWIN RAFAEL RUSSE MARTINEZ

Case No. 11-03747-SEK

Chapter 13

Attorney Name: JUAN O CALDERON LITHGOW*

I. Appearances			Date & Time: 6/10/2011 9:58:00AM
Debtor	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	[X] R [] NR LV: TBD
Joint Debtor	<input type="checkbox"/> Present	<input type="checkbox"/> Absent	[X] This is debtor(s) 1 Bankruptcy filing.
Attorney for Debtor	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Creditors:
<input type="checkbox"/> Prose <input type="checkbox"/> Substitute			<input type="checkbox"/> none
II. Oath Administered			
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			

III. Plan

Date: 05/02/2011 Base: \$13,800.00 Payments 1 made out of 1 due.

Confirmation Hearing Date: 7/15/2011 9:00:00AM

Evidence of Pmt shown:

Attorney's fees as per R. 2016(b)

\$3,000.00 - \$400.00 = \$2,600.00

IV. Status of Meeting

Closed Not Held Held/Continued

Held/Not Closed

Continued

Continued Date:

Comments:

M.T.D. to be filed by Trustee: Debtor(s) failed to: Appear: Commence payments

Keep payments current does (do) not qualify as a debtor (§109):

MTD Already filed, see Docket:

Other:

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(Cont.)

Trustee's Report on Confirmation

[] FAVORABLE

[X] UNFAVORABLE

<p>[] Feasibility [] Insufficiently funded [] Unfair discrimination [] Fails disposable income [] Fails liquidation value test [] Insurance quote</p>	<p>[] No provision for secured creditor(s) [] Treat value of collateral separately [] No provision for insurance [X] Tax returns missing [] State - years [X] Federal - years 2008-2010</p>
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Pending/Items/ Documents:

<p>[] Assumption/Rejection executory contract [] Appraisal [] DSO Recipient's Information [] Evidence of being current with DSO [X] Evidence of income</p>	<p>[] Business Documents [] Monthly reports for the months [] Public Liability Insurance [] Premises [] Vehicle(s): [] Licenses issued by:</p>
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COMMENTS

Note: Tax Return shown (For 2007, 2010 did not have taxable income. Filed 2008 and 2009) 1040PR (Pending evidence of 2008 and 2009)

1-As per debtors testimony and appraisal shown, real property of debtor demonstrates that value is \$210,000 and not 105,000 listed at schedule "A". Amend schedule "B" to reflect real value. Also debtor states that his interest in this property is only 50 percetn.

2-Provide deed of property and mortgage deed. As per debtors testimony secure creditor over residence is "Ramon Rivera", provide evidence of being current

3-Provide evidence of all sources of Income.

4-Amend SOFA to include year to date income.

s/Pedro R Medina

Trustee/Presiding Officer

Date: 06/10/2011

(Rev. 02/11)